IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF SOUTH CAROLINA FLORENCE DIVISION

Cherry Grove Beach Gear, LLC, Derek Calhoun, and Jacqueline Calhoun,

Plaintiffs,

vs.

City of North Myrtle Beach,

Defendant.

Case No.: 4:22-cv-02198-RBH

STIPULATION OF PARTIAL DISMISSAL WITHOUT PREJUDICE

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, the Plaintiffs, through their undersigned counsel, and with the consent of the Defendant, through its undersigned counsel, hereby stipulate and agree to the dismissal *without prejudice* of Paragraphs 19, 30, 31, 32, 33, 101, and 103 of the Complaint (ECF No.1) and any claims or requests for relief specific to those paragraphs.

IT IS SO AGREED AND STIPULATED.

[SIGNATURES ON NEXT PAGE]

s/Kenneth R. Moss

Kenneth R. Moss, Fed. ID No. 10754 George N. Spirakis, Fed. ID No. 5398 WRIGHT, WORLEY, POPE, EKSTER & MOSS, PLLC 628A Sea Mountain Highway

North Myrtle Beach, SC 29582 Phone: 843.281.9910 Fax: 843.281.9903

KennethMoss@wwpemlaw.com GeorgeSpirakis@wwpemlaw.com

Robert E. Lee, Fed. ID No. 5509 ROBERT E. LEE, LLC P.O. Box 1096 Marion, SC 29571 Phone: 843.423.1313

Fax: 843.423.1397 rel@rellawfirm.com

Attorneys for Plaintiffs Cherry Grove Beach Gear, LLC, Derek Calhoun, and Jacqueline Calhoun

s/Elbert S. Dorn

Elbert S. Dorn, Esquire, Fed. ID No. 04895 MAYNARD NEXSEN PC 1101 Johnson Avenue, Suite 300 Myrtle Beach, SC 29577

Phone: 843.213.5412 Fax: 843.216.5414

EDorn@maynardnexsen.com

Marguerite S. Willis, Fed. ID No. 11293 Kirsten E. Small, Fed. ID No. 10005

MAYNARD NEXSEN PC 104 South Main Street, Suite 900

Greenville, SC 29601 Phone: 864.370.2211 Fax: 864.477.2619

MWillis@maynardnexsen.com KSmall@maynardnexsen.com

Michael A. Parente, Fed. ID No. 13358

MAYNARD NEXSEN PC

1230 Main Street, Suite 700 (29201)

Post Office Drawer 2426 Columbia, SC 29202 Phone: 803.771.8900 Fax: 803.253.8277

MParente@maynardnexsen.com

Attorneys for Defendant City of North Myrtle Beach